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N THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re Application of: |) |
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| Ikuya KIKUCHI |) Examiner: Unassigned |
| Application No.: 10/590,849 |) Group Art Unit: Unassigned |
| Filed: August 25, 2006 |) Confirmation No.: Unassigned |
| Title: MULTI-LAYER DISK-USE OPTICAL PICKUP DEVICE |) |
| OF FICAL FICKOF DEVICE | J |

MAIL STOP AMENDMENT

Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form 1449. To the best of the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application. Accordingly, Applicant does not believe that a fee is due for filing this paper.

An International Search Report dated July 19, 2005 having documents cited therein was previously submitted in this application on August 25, 2006. The cited documents, or U.S. patent family members relating to the cited documents (as indicated on the previously submitted International Search Report), are listed on the attached PTO Form 1449 and copies of the cited non-U.S. documents are also attached hereto.

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The relevance of the attached foreign language documents can be understood from the attached English-language abstracts, and from the citation of these documents in the International Search Report dated July 19, 2005. Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If it should be determined that the listed documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should any of the documents be applied against the claims of the present application.

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Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this Application, including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required and including any required extension of time fees, *or* credit any overpayment to Deposit Account No. 50-0573. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

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Dated: October 19, 2006

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OC1 19.5000 Attorney Docket No.: Serial No.: INFORMATION DISCLOSURE STATION
(Use several sheets if necessary) 46969-5449 10/590,849 Page 1 of 1 Applicant: Ikuya KIKUCHI PTO Form 1449 Filing Date: Group Art Unit: August 25, 2006 Unassigned **U.S. PATENT DOCUMENTS** Sub *Examiner Document Class Filing Date Initial Number Date Name Class 5,881,035 Mar. 9, 1999 Ueyama **FOREIGN PATENT DOCUMENTS** Sub Translation Document YES NO Date Country Class Class Number 2001-307370 Nov. 2, 2001 Japan Abstract Feb. 28, 2002 Abstract 2002-063736 Japan Feb. 28, 2002 Japan Abstract 2002-063738 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) Date Considered Examiner Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.